

### REMARKS

Applicants have amended claim 8 to correct a minor defect. No new matter has been introduced by the amendment.

Claims 1 and 3-16 are pending. Reconsideration of this application, as amended, is requested in view of the following remarks.

#### Double patenting rejection

The Examiner rejects pending claims 1, 4, 5, and 7 under the judicially created doctrine of obviousness-type double patenting as being obvious over claims 3 and 5 of copending U.S. Application 10/617,517. See the Office Action, page 2, lines 23-27.

In the sole interest of moving this application toward allowance, Applicants have filed herewith a terminal disclaimer. Applicants respectfully request withdrawal of the double patenting rejection.

#### Objections

The Examiner objects to claim 8, pointing out that “(m.multidot.K)” recited therein is incorrect and should be changed to “(m K).” See the Office Action, page 3, lines 1-3. Applicants have amended this claim accordingly.

The Examiner also objects to claims 3, 6, and 8-11 on the ground that they depend from a rejected based claim, i.e., claim 1. See the Office Action, page 3, lines 5-7. As discussed above, the rejection of claim 1 has been obviated. The objection should therefore be withdrawn.

### CONCLUSION

The Examiner has acknowledged that claims 12-16 are allowed. Applicants submit that claims 1 and 3-11 are also in condition for allowance, in view of the above remarks, and respectfully request allowance of this application.

Applicant : Masayuki Tobita et al.  
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Respectfully submitted,

Date: \_\_\_\_\_

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